

SECOND REGULAR SESSION

# SENATE BILL NO. 676

95TH GENERAL ASSEMBLY

INTRODUCED BY SENATOR WRIGHT-JONES.

Pre-filed December 1, 2009, and ordered printed.

TERRY L. SPIELER, Secretary.

3314S.011

## AN ACT

To amend chapter 191, RSMo, by adding thereto one new section relating to the prostate cancer pilot program.

*Be it enacted by the General Assembly of the State of Missouri, as follows:*

Section A. Chapter 191, RSMo, is amended by adding thereto one new section, to be known as section 191.950, to read as follows:

**191.950. 1. As used in this section, the following terms mean:**

(1) "Department", the department of health and senior services;

(2) "Economically challenged men", men who have a gross income up to one-hundred and fifty percent of the federal poverty level;

(3) "Program", the prostate cancer pilot program established in this section;

(4) "Rural area", a rural area which is in either any county of the third classification without a township form of government and with more than twenty thousand but fewer than twenty thousand one hundred inhabitants, any county of the second classification with more than nineteen thousand seven hundred but fewer than nineteen thousand eight hundred inhabitants, or any county of the third classification with a township form of government and with more than thirty-three thousand one hundred but fewer than thirty-three thousand two hundred inhabitants;

(5) "Uninsured men", men for whom services provided by the program are not covered by private insurance, MO HealthNet or Medicare;

(6) "Urban area", an urban area which is located in a city not within a county.

2. Subject to appropriations, there is hereby established within

22 the department of health and senior services two "Prostate Cancer Pilot  
23 Programs" to fund prostate cancer screening and treatment services  
24 and to provide education to men residing in this state. One prostate  
25 cancer pilot program shall be located in an urban area and one  
26 prostate cancer pilot program shall be located in a rural area.

27 3. The program shall be open to:

28 (1) Uninsured men or economically challenged men who are at  
29 least fifty years old; and

30 (2) On the advice of a physician or at the request of the  
31 individual, uninsured men or economically challenged men who are at  
32 least thirty-five years of age but less than fifty years of age and who are  
33 at high risk for prostate cancer.

34 4. The program shall provide:

35 (1) Prostate cancer screening;

36 (2) Referral services, including services necessary for diagnosis;

37 (3) Treatment services for individuals who are diagnosed with  
38 prostate cancer after being screened; and

39 (4) Outreach and education activities to ensure awareness and  
40 utilization of program services by uninsured men and economically  
41 challenged men.

42 5. Upon appropriation, the department shall distribute grants to  
43 administer the program to:

44 (1) Local health departments; and

45 (2) Federally qualified health centers.

46 6. Three years from the date on which the grants were first  
47 administered under this section, the department shall report to the  
48 governor and general assembly:

49 (1) The number of individuals screened and treated under the  
50 program, including racial and ethnic data on the individuals who were  
51 screened and treated; and

52 (2) To the extent possible, any cost savings achieved by the  
53 program as a result of early detection of prostate cancer.

54 7. The department shall promulgate rules to establish guidelines  
55 regarding eligibility for the program and to implement the provisions  
56 of this section. Any rule or portion of a rule, as that term is defined in  
57 section 536.010, that is created under the authority delegated in this  
58 section shall become effective only if it complies with and is subject to

59 all of the provisions of chapter 536 and, if applicable, section  
60 536.028. This section and chapter 536 are nonseverable and if any of  
61 the powers vested with the general assembly pursuant to chapter 536  
62 to review, to delay the effective date, or to disapprove and annul a rule  
63 are subsequently held unconstitutional, then the grant of rulemaking  
64 authority and any rule proposed or adopted after August 28, 2010, shall  
65 be invalid and void.

66 8. Pursuant to section 23.253 of the Missouri sunset act:

67 (1) The provisions of the new program authorized under this  
68 section shall automatically sunset six years after the effective date of  
69 this section unless reauthorized by an act of the general assembly; and

70 (2) If such program is reauthorized, the program authorized  
71 under this section shall automatically sunset six years after the  
72 effective date of the reauthorization of this section; and

73 (3) This section shall terminate on September first of the  
74 calendar year immediately following the calendar year in which the  
75 program authorized under this section is sunset.

Bill ✓

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